

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

In re application of: Brian C. Lee

Serial No.: 09/920,207

Filing Date: August 1, 2001

RECEIVED

JAN 3 0:2003

OFFICE OF PETITIONS

5 Title: Magnetic Printing Media for Inkjet and Laserjet

DECLARATION OF

I, Trisha M. Melcher, am an administrative assistant in the HP Legal Department in
10 Corvallis, Oregon. I have been employed there since August, 2000. As part of my
responsibilities in assisting HP patent attorney, W. Bradley Haymond, I, along with
others, docket correspondence from the Patent Office in cases for which Mr.
Haymond is responsible into the HP docketing system. When an Office Action from
the Patent Office is docketed correctly, it automatically generates the due date for
15 responding to the Office Action onto the responsible attorney's Docket. In turn, the
Docket is used to remind the responsible attorney and any other responsible party of
the due date for the response. In this application, the Office Action of July 17, 2002
was not docketed correctly. Rather than being docketed as an unfinished item which
needed a Response by the Due Date of October 17, 2002, it was mistakenly docketed
20 as a finished item which needed no response. As a result, the Office Action was
unintentionally left off of Mr. Haymond's docket and no response was filed.

All statements made in this Declaration which are of my own knowledge are true and
all statements made on information and belief are believed to be true. I have also
25 been warned that willful false statements and the like are punishable by fine or
imprisonment or both (18 U.S.C. 1001) and that such false statements may jeopardize
the validity of the present application or any patent issuing therefrom.

Further declarant sayeth not.

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Trisha M. Melcher
Trisha M. Melcher

Date: Jan. 22, 2003

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